1	Gary R. Selvin, State Bar No. 112030 SELVIN WRAITH HALMAN LLP		
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3			
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5 6	Attorneys for Defendants and Counter-Claimants Sara F. Cannizzaro, Jefferson Building, Inc., Wharf Properties, Inc. and Frando Corporation		
7	_		
8	IN THE UNITED STATES DISTRICT COURT		
9	FOR THE NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO		
10	CENTURY SURETY COMPANY, an Ohio corporation,	CASE NO.: 3:08-CV-04590-CRB	
11		STIPULATION RE DISMISSAL OF	
12	Plaintiff,	DEFENDANTS SARA F. CANNIZZARO, JEFFERSON BUILDING, INC., WHARF	
13	v.	PROPERTIES, INC. AND FRANDO CORPORATION; ORDER	
14	SARA F. CANNIZZARO, as trustee of the Sara F. Cannizzaro Living Trust; JEFFERSON	Case Assigned for all purposes to:	
15	BUILDING, INC., a California corporation; WHARF PROPERTIES, INC., a California	Hon. Charles R. Breyer, Courtroom 8, 19 <sup>th</sup> Floor	
	corporation; FRANDO CORPORATION, a	Complaint Filed: October 2, 2008	
16	California corporation,		
17	Defendant.		
18	AND RELATED COUNTER CLAIM		
19	- REDITED COUNTER CERTIFY		
20	CENTURY SURETY COMPANY, Plaintiff and Counter-Defendant, and SARA F.		
21	CANNIZZARO, as trustee of the Sara F. Cannizzaro Living Trust; JEFFERSON BUILDING, INC.,		
22	a California corporation; WHARF PROPERTIES, INC., a California corporation; and FRANDO		
23	CORPORATION, a California corporation, Defendants and Counter-claimants, have negotiated a		
24	settlement agreement in this action, recognizing that the issues in this case have been mooted in that		
25	other insurance carriers accepted the defense and indemnify of defendants in the action styled		
26	Hartford Ins. Co. v. Frando, et al.		
27	Therefore pursuant to Rule 41 of the Federal Rules of Civil Procedure, Plaintiff and Counter-		
28	Defendant Century Surety Company and Defendant	ts and Counter-Claimants hereby stipulate to the	

CASE NO.: 3:08-CV-04590-CRB

STIPULATION OF DISMISSAL; ORDER THEREON

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1	dismissal of the entire action without prejudice.	
2		
3	IT IS SO STIPULATED.	
4		
5	Dated:June 18, 2009	SELVIN WRAITH HALMAN LLP
6		
7		By:/s/ Gary R. Selvin
8		Gary R. Selvin 505 14th Street, Suite 1200
9		Oakland, CA 94612 Telephone: (510) 874-1811
10		Facsimile:(510) 465-8976 E-mail: gselvin@selvinwraith.com
11		Attorneys for Defendants and Counter-Claimants Sara F. Cannizzaro, Jefferson Building, Inc., Wharf
12		Properties, Inc. and Frando Corporation
13		
14	Dated:June 18, 2009	WOOLLS & PEER
15		
16		By:/s/ Gregory Bernard Scher
17		Mr. Gregory Bernard Scher One Wilshire Blvd., 22nd Floor
18		Los Angeles, CA 90017 Telephone No.: (213) 629-1600
19		Fax No.: (213) 629-1660 Email: gscher@woollspeer.com
20		Attorneys for Plaintiff and Counter-Defendant Century Surety Company
21		
22	IT IS SO ORDERED.	
23   24	II IS SO ORDERED.	ES DISTRICA
25	Datade June 19, 2000	STATES
23   26	Dated: June 18, 2009	Charles R. Brever Judge, United State
20   27		Judge, United State IT IS SO ORD
28	60517.doc	Judge Charles R. Breyer
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- 1	CTIDIII ATION OF DISMISSAL ODDI	TO THE DEAN SUPPLY AND ALONG CDI